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PRESCOTT, ARIZONA, WEDNESDAY MORNING, DECEMBER 16, 1908.

FORTY-FIFTH YEAR.

## SUPREME COURT IN DECISION COMES TO HARRIMAN'S RESCUE

### JUSTICE HARLAN GIVES FORTH CONTRARY OPINION

But Majority of Highest Court Show Favor To Wall Street Magnate

### RAPS INTERSTATE COMMERCE COMMISSION

JUSTICE DAY FEARS SCOPE OF THE COMMISSION WILL BE NARROWED BY THE RULING

By Associated Press.  
WASHINGTON, Dec. 14.—In deciding today the case of E. H. Harriman and Otto H. Kuhn versus the Interstate Commerce Commission, the Supreme Court held that the commission is not entitled under the Interstate Commerce laws to press questions relating to private transactions, even though they involve dealings in the securities of interested railroads, when the investigation is begun on the commission's initiative.

The opinion was announced by Justice Holmes and dealt with the refusal of Harriman and Kuhn to make replies to questions of the commission in the course of inquiry concerning the dealings of Harriman as president of the Union Pacific, and stocks of other railroad companies, many of which were competing lines.

A dissenting opinion was concurred in by Justices Harlan and McKenna, and Justice Day declared that the effect of the opinion of the majority would be materially to narrow the scope of the Interstate Commerce law. These three Justices declared that the questions of the commission so far as sustained by the circuit court of the northern district of New York, were entirely proper, and should have been answered by Harriman and Kuhn.

Harlan went farther, and said all the commission's questions should have received responses.

Moody did not participate in the case.

No surprise was expressed by the Interstate Commerce Commission at the decision and it is not felt by the commission that the question will affect seriously its powers in railroad regulations.

The question passed upon by the court is considered large, and as such questions proposed by Harriman and Kuhn did not affect materially the determination of the so-called "Harriman cases."

**DRYS WIN.**  
COLUMBUS, Dec. 14.—Preliminary vote today.

## RAILROAD INSTITUTES FIGHT ON BOLL WEEVIL

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### BASEBALL SCANDAL WILL GET EXTENSIVE AIRING

MAGNATES LEAVE FOR GOLDEN STATE TO TAKE OUTLAW LEAGUE QUESTION IN HAND

By Associated Press.  
CHICAGO, Dec. 14.—The findings of the National League Commission in the scandal growing out of the Chicago-Detroit world's championship baseball series will be made public on Wednesday or Thursday, according to a declaration today of Harry Pulliam, president of the National League.

Pulliam and Johnson, of the American League, left today for San Francisco to take some action in regard to the California State League (outlaws).

### BERLIN HONORS VENEZUELA'S EXECUTIVE

CASTRO ON LEARNING OF THE ALLEGED CAPTURE OF DUTCH DENIES AFFAIR

By Associated Press.  
BERLIN, Dec. 14.—President Castro, of Venezuela, arrived here this evening.

The train was late, but his arrival was awaited by a dense crowd of people gathered out of curiosity.

He was greeted with shouts of "Long Live Castro," and a general listing of hats and much cheering.

The president, although having the appearance of a sick man, was full of energy. As soon as the train stopped he stepped out quickly and cordially embraced the Venezuelan charge d'affaires in Berlin, Veloz, and Cenor Nochad, the consul at Berlin.

According to the members of Castro's suite when he learned of the capture of a Venezuelan vessel by the Dutch cruiser Gelderland, he was not greatly affected, merely remarking no such vessel was in the Venezuelan service.

### TO LAY CORNERSTONE.

NEW YORK, Dec. 14.—Arrangements have been concluded for interesting ceremonies tomorrow to attend the laying of the cornerstone for the new Metropolitan Opera House.

The ceremony will be addressed by Governor Hughes, Mayor McClellan and others, and music by the forces of the Metropolitan Opera.

### CAPITAL GETS CHEAP GAS.

WASHINGTON, Dec. 14.—The house considered bills dealing with the District of Columbia today passing one providing for eighty-five cent gas in Washington.

## PRESIDENT ELECT'S WIFE OPENS ANNUAL MEETING OF CIVIC FEDERATION

Many Industrial and Commercial Magnates and Labor Leaders Discuss Greatest Economic Problem Master and Man.

By Associated Press.  
NEW YORK, Dec. 14.—With the sessions of the woman's department, at which Mrs. Taft presented the report of the committee on welfare work for government employees, of which she is the chairman, the National Civic Federation opened its annual meeting here today.

The sessions were devoted to a discussion of the general topic at this annual gathering, and the promotion of friendly relations between employers and employees.

Both Mrs. Taft and the president-elect are on the list of speakers, Taft speaking tomorrow.

The opening session today was devoted to the discussion of the trade agreement between employer and employee as a means of promoting industrial peace and commercial prosperity. John Mitchell, chairman of the

## FORAKER BECKS BROWNSVILLE WRAITH

OHIO SENATOR BRINGS OLD AFFAIR UP AND WANTS TEDDY CUT OUT OF MATTER

By Associated Press.  
WASHINGTON, Dec. 14.—The Brownsville affair consumed nearly the entire session of the senate today.

Foraker obtained the floor early in the day and read letters from a former soldier of the Twenty-fifth regiment, telling of the procedure of government detectives in their attempts to get a confession.

Foraker introduced an amendment to the original bill for the enlistment of these soldiers, providing a commission of three retired army officers to be created to determine whether the discharged soldiers were innocent of complicity in shooting up Brownsville, as a pre-requisite for enlistment, instead of leaving the duty to the president, as provided by the Warner bill.

The president's message was given as the result of the war department's investigation of the affair was read.

Foraker took the floor in comment on the affair.

### UN COMES NEXT.

SAN FRANCISCO, Dec. 14.—Judge Lawlor today set January 5 as the date for the trial of Patrick Calhoun, on an indictment charging him with having offered to bribe Supervisor Nicholas to vote for the trolley franchise.

### COPPER MARKET.

NEW YORK, Dec. 14.—Copper, lake 14 1/4 @ 14 1/2; electrolytic 14 @ 14 1/4; casting 13 1/2 @ 14 1/4.

## SECURE SIX JURORS IN MURDER TRIAL OF THORNTON J. HAINS

### BROTHER-IN-LAW KILLS ALLEGED WIFE BEATER

HUSBAND FOLLOWING SPOUSE TO BROTHER'S HOUSE IS SHOT DOWN IN QUARREL

By Associated Press.  
PORTERVILLE, Cal., Dec. 14.—T. T. Bowling was shot and instantly killed today by his brother-in-law, Otis Bruff, at the latter's home.

Bowling is alleged to have mistreated his wife, who left her husband and came to the home of her brother several days ago.

Bowling followed and is said to have made threats against Bruff, this forenoon before he went to Bruff's. The altercation followed, which ended in the killing of Bowling.

## WOULD REFORM SPECULATION STATUTES

GOVERNOR HUGHES APPOINTS COMMITTEE TO STUDY STOCK EXCHANGE REMEDY

By Associated Press.  
ALBANY, N. Y., Dec. 14.—Governor Hughes tonight announced the appointment of a committee of nine, consisting of bankers, business men and economists to inquire into the facts surrounding the business exchanges in New York, and to suggest, "What changes, if any, are advisable in the laws of state bearing upon speculation in securities, commodities, or relating to the protection of investors."

### SHOWS GRIM HUMOR.

Dying Man Burns His Fortune and Congratulates Would-Be Heir.

LONDON, Dec. 14.—A special from St. Petersburg relates of the dying of a Moscow millionaire, Peteroff, who had his whole fortune withdrawn from his bank, put in bank notes, brought to the sick room, piled in front of him and set on fire.

Peteroff then called his relatives and sawed what he had done, congratulating them on escaping the evils of wealth.

### GEN. WESTON HOME BOUND.

MANILA, Dec. 15.—Major General John F. Weston, until recently commanding the division of the Philippines, sailed today for San Francisco, to take command of the department of California.

### SILVER MARKET.

NEW YORK, Dec. 14.—Silver 48 1/2; Mexican dollars 45.

## MASONS SEND WREATH TO GRAVE OF WASHINGTON

Special to the Journal-Miner.  
FREDERICKSBURG, Va., Dec. 14.—The Masonic Lodge of this city today sent a delegation of its members to Mount Vernon to place a memorial wreath on the tomb of George Washington, on the occasion of the one hundred and ninth anniversary of the death of the first president.

It was in the Fredericksburg lodge that General Washington was made a Mason and for many years past the lodge has regularly observed the anniversary of his death.

In possession of the lodge are many priceless relics of Washington as a Mason.